

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PDV SWEENY, INC. and PDV TEXAS, INC.,

Petitioners,

v.

CONOCOPHILLIPS COMPANY formerly  
doing business as PHILLIPS PETROLEUM  
COMPANY and SWEENY COKER  
INVESTOR SUB, LLC formerly doing  
business as SWEENY COKER INVESTOR  
SUB, INC.,

Respondents.

Case No. 14-cv-5183 (AJN) (FM)

**NOTICE OF CROSS-PETITION**

PLEASE TAKE NOTICE, that upon the Declaration of Sam Prevatt, dated August 29, 2014, the exhibits annexed thereto, and the Memorandum of Law in Opposition to Petition to Vacate and in Support of Cross-Petition to Confirm, Recognize and Enforce the Arbitration Award, Respondents ConocoPhillips Company and Sweeny Coker Investor Sub, LLC, by and through their undersigned attorneys, Freshfields Bruckhaus Deringer US LLP, will move this court, before the Honorable Alison J. Nathan, at the Thurgood Marshall United States Courthouse, 40 Foley Square, New York, New York, 10007, on a date and at a time to be designated by the Court, for an Order: (a) denying the Petition by PDV Sweeny, Inc. and PDV Texas, Inc. pursuant to Sections 10 and 307 of the Federal Arbitration Act (the “FAA”) to vacate the Partial Award rendered in ICC Case No. 16982/JRF/CA/ASM (C-17336/JRF), dated April 14, 2014 (the “Partial Award”); (b) confirming, recognizing and enforcing the Partial Award and the Final Award, dated August 18, 2014, pursuant to Sections 9, 207, and 302 of the FAA; and (c) granting such other relief that the Court deems just and proper.

Dated: New York, New York  
August 29, 2014

Respectfully submitted,  
FRESHFIELDS BRUCKHAUS DERINGER US LLP

By:  \_\_\_\_\_

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Company and Sweeny Coker Investor Sub, LLC*